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108A 3788 PCT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:  
**RYOZO SETOGUCHI**  
Application No. 10/557,296  
International Application No. PCT/JP03/06221  
Filed: May 19, 2003  
For: PLANE SHAPE CREATION SYSTEM,  
PLANE SHAPE CREATION METHOD AND  
PROGRAM RECORDING MEDIUM

Barbara Campbell

PCT National Stage Division

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**RESPONSE**  
**TO**  
**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 issued on August 11, 2006 and pursuant to the instructions given by Ms. Barbara Campbell of PCT National Stage Division via a telephone conversation of October 3, 2006, attached hereto please find a Preliminary Amendment in which claims 1 through 7 are cancelled and new claims 8 through 14 are added.

A copy of the Notification of Missing Requirements is enclosed.

10/18/2006 HKAYPAGH 00000004 111445 10557296

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Though Ms. Campbell mentioned that English translation surcharge fee of \$130.00 is waived, please charge any required costs incurred by way of this Response to Koda and Androlia Deposit Account No. 11-1445.

Respectfully submitted,

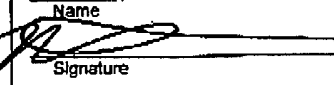
KODA &amp; ANDROLIA

By 

William L. Androlia

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Certificate of Transmission	
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (571)273-8300 on	
<u>October 11, 2006</u>	
Date of Deposit	
<u>William L. Androlia</u>	
Name	
	<u>10/11/2006</u>
Signature	Date

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/557,296	FIRST NAMED APPLICANT Ryozo Setoguchi	ATTY. DOCKET NO. 108A 3788 PCT
INTERNATIONAL APPLICATION NO. PCT/JP03/06221		
I.A. FILING DATE 05/19/2003		PRIORITY DATE

Koda & Androlia  
2029 Century Park East Suite 1140  
Los Angeles, CA 90067-2983

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AUG 18 2006

KODA &amp; ANDROLIA

Date Mailed: 08/11/2006

CONFIRMATION NO. 7327  
371 FORMALITIES LETTER



\*OC000000019991380\*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 11/18/2005
- English Translation of the IA filed on 11/18/2005
- Copy of the International Search Report filed on 11/18/2005
- Preliminary Amendments filed on 11/18/2005
- Oath or Declaration filed on 11/18/2005
- Request for Immediate Examination filed on 11/18/2005
- U.S. Basic National Fees filed on 11/18/2005
- Assignment filed on 11/18/2005
- Power of Attorney filed on 11/18/2005
- Non-English Language Application filed on 11/18/2005
- Specification filed on 11/18/2005
- Claims filed on 11/18/2005
- Abstracts filed on 11/18/2005
- Drawings filed on 11/18/2005

THIS MATTER POCKETED  
FOR 10/11/06  
KODA & ANDROLIA

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - The number of claims in the International Application and the number of claims in the translation are not the same.

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- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Small Entity:

- \$130 for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/557,296	PCT/JP03/06221	108A 3788 PCT

FORM PCT/DO/EO/905 (371 Formalities Notice)

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